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EXTRAORDINARY

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SECRETARIAT  
OF  
THE ODISHA LEGISLATIVE ASSEMBLY  
NOTIFICATION

The 1st December, 2017

No.11091/L.A.—The following Bill which has been introduced in the Odisha Legislative Assembly on the 1st December, 2017 is herewith published under Rule 68 of the Rules of Procedure and Conduct of Business in the Odisha Legislative Assembly for general information.

THE ODISHA MUNICIPAL LAWS (AMENDMENT) BILL, 2017

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BILL

FURTHER TO AMEND THE ODISHA MUNICIPAL ACT, 1950

AND THE ODISHA MUNICIPAL CORPORATION ACT, 2003.

Be it enacted by the Legislature of the State of Odisha in the

Sixty-eighth Year of the Republic of India as follows:—

CHAPTER – 1

PRELIMINARY

Short title. 1. This Act may be called the Odisha Municipal Laws (Amendment) Act, 2017.

## CHAPTER – II

### AMENDMENT TO THE ODISHA MUNICIPAL ACT, 1950

Amendment of section 11. 2. In the Odisha Municipal Act, 1950 (hereinafter referred to as the Municipal Act), in section 11,—

Odisha Act 23 of 1950.

- (a) in sub-section (1), for the words “after every two terms of general election”, the words “at every general election” shall be substituted;
- (b) in sub section (3) , for the words “after every two terms of general election”, the words “at every general election” shall be substituted; and
- (c) in sub-section (4), for the words “after every two terms of general election”, the words “ at every general election” shall be substituted.

Amendment of section 47. 3. In the Municipal Act, in section 47, in sub-section (4), for the words “after every two terms of general election”, the words “at every general election” shall be substituted.

## CHAPTER III

### AMENDMENT TO THE ODISHA MUNICIPAL CORPORATION ACT, 2003.

Amendment of section 7. 4. In the Odisha Municipal Corporation Act, 2003 (hereinafter referred to as the Corporation Act), in section 7, in sub-section (6), for the words “after every two terms of general election”, the words “at every general election” shall be substituted.

Odisha Act 11 of 2003.

Amendment of section 14. 5. In the Corporation Act, in section 14, in sub-section (4), for the words “after every two terms of general election”, the words “at every general election” shall be substituted.

## **STATEMENT OF OBJECTS AND REASONS**

The seats of the Councillors/Corporators and offices of the Chairpersons/Mayors of Urban Local Bodies are reserved on rotation basis for Scheduled Caste/Scheduled Tribe/ Backward Class/Women after every two terms of general election to Urban Local Bodies as per the existing provisions in the Odisha Municipal Act,1950 and the Odisha Municipal Corporation Act,2003. Such term of reservation of seats and offices may not attract more candidates to participate in the elections and in decision making processes of the Local Self Government. Continuation of same reservation status may also create complacency in the mindset of the existing elected representatives which may affect the progress.

2. Further, the general election of most of the Urban Local Bodies was made for the last time taking into consideration the population of 2001 census. As per census report of 2011, there has been growth of population resulting in possible alteration in the reservation in proportion to the percentage rise of population in each category. Added to that, to attract more candidate to participate in the election , it is considered that the seats and offices of the Urban Local Bodies need to be reserved at every general election instead of after every two terms of general election by amending the provisions as has been made in case of Panchayati Raj Institutions.

3. Accordingly,it is considered expedient and proposed to amend suitably both the Odisha Municipal Act, 1950 and Odisha Municipal Corporation Act, 2003 to reserve the seats and offices of the Urban Local Bodies at every general election.

The Bill seeks to achieve the above objectives.

NIRANJAN PUJARI  
Member-in-Charge

A.K. SARANGI  
Secretary  
Odisha Legislative Assembly